

1 TITLE V - PROMOTING EQUITY, EXCELLENCE, AND PUBLIC SCHOOL
2 CHOICE
3

4 RENAMING THE TITLE

5 SEC. 501. The heading for Title V of the ESEA is
6 amended to read as follows: "TITLE V - PROMOTING EQUITY,
7 EXCELLENCE, AND PUBLIC SCHOOL CHOICE".
8

9 AMENDMENTS TO THE MAGNET SCHOOLS ASSISTANCE PROGRAM

10 SEC. 502. (a) FINDINGS. Section 5101 of the ESEA is
11 amended to read as follows:

12 "FINDINGS

13 "SEC. 5101. The Congress finds as follows:

14 "(1) Magnet schools are a significant part of our
15 Nation's effort to achieve voluntary desegregation in our
16 Nation's schools.

17 "(2) It is in the national interest to
18 desegregate and diversify those schools in our Nation that
19 are racially, economically, linguistically, or ethnically
20 segregated. Such segregation exists between minority and
21 non-minority students as well as among students of different
22 minority groups.

23 "(3) Desegregation can help increase rates of
24 high school graduation and college attendance, and can
25 promote better occupational prospects for students who have
26 attended integrated schools.

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"(4) Desegregation can provide students with valuable experience that prepares them to function in a diverse society and can help break down longstanding patterns of racial isolation in adult social relationships.

"(5) Despite ongoing desegregation efforts in the Nation—

"(A) almost one-third of our elementary and secondary schools continue to be schools with 50 percent or more minority students;

"(B) more than two-thirds of minority students attend schools with 50 percent or more minority students, and almost half of minority students attend schools with 75 percent or more minority students;

"(C) almost one-third of non-minority students attend schools with less than 10 percent minority students;

"(D) almost one-quarter of African-American students attend schools with 90 percent or more African-American students; and

"(E) almost one-third of Hispanic students attend schools with 75 percent or more Hispanic students.

"(6) Local educational agencies' use of magnet schools has increased dramatically since the of enactment of the Magnet Schools Assistance program, thus increasing public school options for the approximately two million

1 students nationwide now attending such schools, of which
2 more than 65 percent of the students are minority.

3 "(7) Magnet schools offer a wide range of
4 distinctive programs that have served as models for school
5 improvement efforts.

6 "(8) In administering the Magnet Schools
7 Assistance program, the Federal Government has learned
8 that—

9 "(A) where magnet programs are implemented
10 for only a portion of a school's student body, special
11 efforts must be made to discourage the isolation of—

12 "(i) magnet school students from other
13 students in the school; and

14 "(ii) students by racial
15 characteristics;

16 "(B) local educational agencies can maximize
17 their effectiveness in achieving the purposes of the Magnet
18 Schools Assistance program if they have more flexibility in
19 the administration of the program in order to serve students
20 attending a school who are not enrolled in the magnet
21 program;

22 "(C) local educational agencies must be
23 creative in designing magnet schools for students at all
24 academic levels, so that those school do not serve only the
25 highest-achieving students;

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2 "(D) consistent with desegregation
3 guidelines, local educational agencies must seek to enable
4 participation in magnet school programs by students who
5 reside in the neighborhoods where the programs operate;
6 "(E) in order to ensure that magnet schools
7 are sustained after Federal funding ends, the Federal
8 Government must assist school districts to improve their
9 capacity to continue operating magnet schools at a high
10 level of performance; and
11 "(F) magnet schools and interdistrict magnet
12 programs have provided poor and minority students
13 opportunities to succeed academically and continue with
14 college or productive employment.
15 "(9) It is in the best interest of the Federal
16 Government to—
17 "(A) continue Federal support of school
18 districts implementing court-ordered desegregation plans and
19 school districts seeking to foster meaningful interaction
20 among students of different racial and ethnic backgrounds,
21 beginning at the earliest stage of their education;
22 "(B) help ensure that all students have
23 equitable access to high-quality education that will prepare
24 them to function well in a culturally diverse,
25 technologically oriented, and highly competitive global
26 community; and

1 "(C) help maximize the ability of local
2 educational agencies to plan, develop, implement and
3 continue effective and innovative magnet schools that
4 contribute to State and local systemic reform.".

5 (b) PURPOSE. Section 5102(3) of the ESEA is amended
6 to read as follows:

7 "(3) the development and design of innovative
8 educational methods and practices that promote diversity and
9 increase choices in public elementary and secondary schools
10 and educational programs; and".

11 (c) APPLICATION REQUIREMENTS. Section 5106(b)(1)(D)
12 of the ESEA is amended by—

13 (1) striking out "under this Act, the Goals 2000:
14 Educate America Act," and inserting in lieu thereof "under
15 this Act,"; and

16 (2) striking out "section 14306" and inserting in
17 lieu thereof "section 14307".

18 (d) PRIORITY. Section 5107 of the ESEA is amended by—

19 (1) striking out paragraphs (1) and (5);

20 (2) redesignating paragraphs (2), (3), and (4) as
21 paragraphs (1), (2), and (3), respectively; and

22 (3) adding a new paragraph (4) to read as
23 follows:

24 "(4) propose activities, which may include
25 professional development, that will build local capacity to

1 operate the magnet program once Federal assistance has
2 ended.".

3 (e) USES OF FUNDS. Section 5108(a) of the ESEA is
4 amended—

5 (1) by amending paragraph (3) to read as follows:
6 "(3) for the payment, or subsidization of the
7 compensation, of—

8 "(A) elementary and secondary school
9 teachers who are certified or licensed by the State; and
10 "(B) instructional staff who have—

11 "(i) expertise and professional skills
12 necessary for the conduct of programs in magnet schools; or
13 "(ii) demonstrate knowledge, experience,
14 or skills in the relevant field of expertise, such as
15 expertise in the performing arts, the medical sciences, or
16 the field of law;";

17 (2) in paragraph (4), by striking out the period
18 and inserting in lieu thereof a semicolon and "and"; and
19 (3) by adding a new paragraph (5) to read as
20 follows:

21 "(5) for activities, which may include
22 professional development, that will build the applicant's
23 capacity to operate the magnet program once Federal
24 assistance has ended.".

25 (f) REPEAL. Section 5111 of the ESEA is repealed.

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2 (g) EVALUATION, TECHNICAL ASSISTANCE, AND
3 DISSEMINATION. Section 5112 of the ESEA is—
4 (1) redesignated as section 5111; and
5 (2) amended, as redesignated by paragraph (1), to
6 read as follows:
7 "EVALUATION, TECHNICAL ASSISTANCE, AND DISSEMINATION
8 "SEC. 5111. The Secretary may reserve not more than
9 five percent of the funds appropriated under section 5112(a)
10 for any fiscal year—
11 "(1) for evaluations of magnet school programs
12 assisted under this part, which, at a minimum, shall
13 address—
14 "(A) how, and the extent to which, magnet
15 school programs lead to high educational quality and
16 improvement;
17 "(B) the extent to which magnet school
18 programs enhance student access to high-quality education;
19 "(C) the extent to which magnet school
20 programs lead to the elimination, reduction, or prevention
21 of minority group isolation in elementary and secondary
22 schools with substantial proportions of minority students;
23 "(D) the extent to which magnet school
24 programs differ from other school programs in terms of
25 organizational characteristics and resource allocations; and

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"(E) the extent to which magnet school programs continue once grant assistance under this part ends;

"(2) to provide technical assistance to applicants and grantees; and

"(3) to collect and disseminate information on successful magnet school programs."

(h) AUTHORIZATION OF APPROPRIATIONS. -(1) Section 5113(a) of the ESEA is amended to read as follows:

"(a) AUTHORIZATION. For the purpose of carrying out this part, there are authorized to be appropriated such sums as may be necessary for fiscal year 2001 and for each of the four succeeding fiscal years. "

(2) Section 5113 of the ESEA, as amended by paragraph (1), is redesignated as section 5112.

AMENDMENTS TO AND REDESIGNATION OF THE WOMEN'S EDUCATIONAL
EQUITY PROGRAM

SEC. 503. (a) AMENDMENTS TO THE WOMEN'S EDUCATIONAL
EQUITY PROGRAM. -(1) Section 5201 of the ESEA is amended—

(A) in subsection (a), by striking out "of 1994"; and

(B) in subsection (b)(3)—

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2 (i) in paragraph (B), by striking out
3 "do not" and inserting in lieu thereof "continue not to";
4 and
5 (ii) by amending paragraph (C) to read
6 as follows:
7 "(C) girls lose confidence in their
8 mathematics and science ability as they move through
9 adolescence, girls do not take as many upper-level
10 mathematics and science courses as boys, and girls are
11 dramatically underrepresented in higher-level computer
12 science courses;".
13 (2) Section 5204 of the ESEA is amended--
14 (A) by striking out "section 5203(b)(1)"
15 each place it appears and inserting in lieu thereof "section
16 5403(b)(2)(A)" in each such place;
17 (B) in paragraph (2), by striking out "the
18 National Education Goals" and inserting in lieu thereof
19 "America's Education Goals";
20 (C) by striking out paragraph (4); and
21 (D) by redesignating paragraphs (5) through
22 (7) as paragraphs (4) through (6), respectively.
23 (3) Section 5205(a)(1) of the ESEA is amended by
24 striking out "section 5203(b)" and inserting in lieu thereof
25 "section 5403(b)".
26 (4) Section 5206 of the ESEA is repealed.

1 (5) Section 5207 of the ESEA is amended—
2 (A) by striking out subsection (a); and
3 (B) in subsection (b), by striking out the
4 subsection designation and heading.

5 (6) Section 5208 is amended to read as follows:

6 "AUTHORIZATION OF APPROPRIATIONS

7 "SEC. 5208. For the purpose of carrying out this part,
8 there are authorized to be appropriated such sums as may be
9 necessary for fiscal year 2001 and for each of the four
10 succeeding fiscal years. ".

11 (b) REDESIGNATION.—(1) Part B of Title V of the ESEA
12 is redesignated as Part D.

13 (2) Sections 5201, 5202, 5203, 5204, 5205, 5207,
14 and 5208 of the ESEA are redesignated as sections 5401,
15 5402, 5403, 5404, 5405, 5406, and 5407, respectively.

17 REPEAL OF
18 THE ASSISTANCE TO ADDRESS SCHOOL DROPOUT PROBLEMS PROGRAM
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20 SEC. 504. Part C of Title V of the ESEA is repealed.

22 REDESIGNATION OF THE PUBLIC CHARTER SCHOOLS PROGRAM

23 SEC. 505. (a) REDESIGNATION.-(1) Part C of Title X of
24 the ESEA is redesignated as Part B of title V of the ESEA.

25 (2) The heading for Part B of Title V of the
26 ESEA, as redesignated by paragraph (1), is amended to read
27 as follows: "PART B - PUBLIC CHARTER SCHOOLS".

1 (3) Sections 10301 through 10311 of the ESEA are
2 redesignated as sections 5201 through 5211 of title V of the
3 ESEA, respectively.

4 (b) CONFORMING AMENDMENTS. - (1) Section 5202 of the
5 ESEA, as redesignated by subsection (a)(3), is amended—

6 (A) in subsection (a), by striking out
7 "section 10303" and inserting in lieu thereof "section
8 5203";

9 (B) in subsection (b), by—

10 (i) striking out "section 10303" and
11 inserting in lieu thereof "section 5203"; and

12 (ii) striking out "section 10303(c)"
13 and inserting in lieu thereof "section 5203(c)";

14 (C) in subsection (c)(2)(C), by striking out
15 "section 10304(f)(6)(B)" and inserting in lieu thereof
16 "section 5204(f)(6)(B)"; and

17 (D) in subsection (e)(1), by striking out
18 "section 10311" each place it appears and inserting in lieu
19 thereof "section 5211".

20 (2) Section 5203 of the ESEA, as redesignated by
21 subsection (a)(3), is amended—

22 (A) in subsection (b)(3)(L), by striking out
23 "section 10302(c)(2)(C)" and inserting in lieu thereof
24 "section 5202(c)(2)(C)";

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2 (B) in subsection (c), by striking out
3 "section 10302(e)(1) or 10302(b)" and inserting in lieu
4 thereof "section 5202(b)"; and
5 (C) in subsection (d)(2)(B), by striking out
6 "section 10304(e)" and inserting in lieu thereof "section
7 5204(e)".
8 (3) Section 5204 of the ESEA, as redesignated by
9 subsection (a)(3), is amended—
10 (A) in subsection (a)—
11 (i) in the matter before paragraph (1),
12 by striking out "section 10303(b)" and inserting in lieu
13 thereof "section 5203(b)"; and
14 (ii) in paragraph (7), by striking out
15 "section 10302(c)(2)(C)" and inserting in lieu thereof
16 "section 5202(c)(2)(C)";
17 (B) in subsection (b)(7), by striking out
18 "section 10302(c)(2)(C)" and inserting in lieu thereof
19 "section 5202(c)(2)(C)"; and
20 (C) in subsection (e), by striking out
21 "section 10310(1)" and inserting in lieu thereof "section
22 5210(1)".

23

24 OPTIONS: OPPORTUNITIES TO IMPROVE OUR NATION'S SCHOOLS

25 SEC. 506. Title V of the ESEA is further amended by
26 adding a new Part C to read as follows:

1 "PART C - OPTIONS:
2 OPPORTUNITIES TO IMPROVE OUR NATION'S SCHOOLS
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4 "FINDINGS; PURPOSE

5 "SEC. 5301. (a) FINDINGS. The Congress finds that—

6 "(1) a wide variety of educational opportunities
7 and options in the public school system is needed to help
8 all children achieve to high standards;

9 "(2) high-quality public school choice programs
10 that are genuinely open and accessible to all students
11 (including poor, minority, limited English proficient, and
12 disabled students) broaden educational opportunities and
13 promote excellence in education;

14 "(3) current research shows that—

15 "(A) students learn in different ways,
16 benefiting from different teaching methods and instructional
17 settings; and

18 "(B) family involvement in a child's
19 education (such as helping choose what courses to take) is a
20 key factor supporting student achievement;

21 "(4) public school systems have begun to develop
22 a variety of innovative programs that offer expanded choices
23 to parents and students; and

24 "(5) the Federal Government should support and
25 expand efforts to give students and parents the high-quality
26 public school choices they seek, to help eliminate barriers
27 to effective public school choice, and to disseminate the

1 lessons learned from high-quality choice programs so that
2 all public schools can benefit from these efforts.

3 "(b) PURPOSE. It is the purpose of this part to
4 identify and support innovative approaches to high-quality
5 public school choice by providing financial assistance for
6 the demonstration, development, implementation, and
7 evaluation of, and dissemination of information about,
8 public school choice projects that stimulate educational
9 innovation for all public schools and contribute to
10 standards-based school reform efforts.

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12 "GRANTS

13 "SEC. 5302. (a) IN GENERAL. From funds appropriated
14 under section 5305(a) and not reserved under section
15 5305(b), the Secretary is authorized to make grants to State
16 and local educational agencies to support programs that
17 promote innovative approaches to high-quality public school
18 choice.

19 "(b) DURATION. Grants under this part shall not
20 exceed three years.

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22 "USES OF FUNDS

23 "SEC. 5303. (a) USES OF FUNDS. -(1) Funds under this
24 part may be used to demonstrate, develop, implement,
25 evaluate, and disseminate information on innovative
26 approaches to broaden public school choice, including the

1 design and development of new public school choice options,
2 the development of new strategies for overcoming barriers to
3 effective public school choice, and the design and
4 development of public school choice systems that promote
5 high standards for all students and the continuous
6 improvement of all public schools.

7 "(2) Examples of such approaches at the school,
8 district, and State levels are—

9 "(A) inter-district approaches to public
10 school choice, including approaches that increase equal
11 access to high-quality educational programs and diversity in
12 schools;

13 "(B) public elementary and secondary
14 programs that involve partnerships with institutions of
15 higher education and that are located on the campuses of
16 those institutions;

17 "(C) programs that allow students in public
18 secondary schools to enroll in postsecondary courses and to
19 receive both secondary and postsecondary academic credit;

20 "(D) worksite satellite schools, in which
21 State or local educational agencies form partnerships with
22 public or private employers, to create public schools at
23 parents' places of employment; and

24 "(E) approaches to school desegregation that
25 provide students and parents choice through strategies other
26 than magnet schools.

1 "(b) LIMITATIONS. Funds under this part shall—
2 "(1) supplement, and not supplant, non-federal
3 funds expended for existing programs;
4 "(2) not be used for transportation; and
5 "(3) not be used to fund projects that are
6 specifically authorized under part A or B of this title.
7
8 "GRANT APPLICATION; PRIORITIES
9 "SEC. 5304. (a) APPLICATION REQUIRED. A State or
10 local educational agency desiring to receive a grant under
11 this part shall submit an application to the Secretary, in
12 such form and containing such information, as the Secretary
13 may require.
14 "(b) APPLICATION CONTENTS. Each application shall
15 include—
16 "(1) a description of the program for which funds
17 are sought and the goals for such program;
18 "(2) a description of how the program funded
19 under this part will be coordinated with, and will
20 complement and enhance, programs under other related Federal
21 and non-federal projects;
22 "(3) if the program includes partners, the name
23 of each partner and a description of its responsibilities;
24 "(4) a description of the policies and procedures
25 the applicant will use to ensure—

1 "(A) its accountability for results,
2 including its goals and performance indicators; and
3 "(B) that the program is open and
4 accessible to, and will promote high academic standards for,
5 all students.

6 "(c) PRIORITIES. -(1) The Secretary shall give a
7 priority to applications for projects that would serve high-
8 poverty local educational agencies.

9 "(2) The Secretary is authorized to give a
10 priority to applications demonstrating that the applicant
11 will carry out its project in partnership with one or more
12 public and private agencies, organizations, and
13 institutions, including institutions of higher education and
14 public and private employers.

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16 "AUTHORIZATION OF APPROPRIATIONS

17 "SEC. 5305. (a) AUTHORIZATION OF APPROPRIATION. For
18 the purpose of carrying out this part, there are authorized
19 to be appropriated such sums as may be necessary for fiscal
20 year 2001 and for each of the four succeeding fiscal years.

21 "(b) RESERVATION FOR EVALUATION, TECHNICAL ASSISTANCE,
22 AND DISSEMINATION. From the amount appropriated under
23 subsection (a) for any fiscal year, the Secretary may
24 reserve not more than five percent to carry out evaluations

1 under subsection (c), to provide technical assistance, and
2 to disseminate information.

3 "(c) EVALUATIONS. The Secretary may use funds
4 reserved under subsection (b) to carry out one or more
5 evaluations of programs assisted under this part, which
6 shall, at a minimum, address—

7 "(1) how, and the extent to which, the programs
8 supported with funds under this part promote educational
9 equity and excellence; and

10 "(2) the extent to which public schools of choice
11 supported with funds under this part are—

12 "(A) held accountable to the public;

13 "(B) effective in improving public
14 education; and

15 "(C) open and accessible to all students.".